

FOR AN ACT ENTITLED, An act to revise certain statutes and administrative rules related to medical assistants.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That §36-9B-4 be amended to read:

36-9B-4. A medical assistant seeking registration under this chapter shall complete an application prescribed by the Board of Medical and Osteopathic Examiners~~and the Board of Nursing~~. The application shall be submitted to the Board of Medical and Osteopathic Examiners. A registration fee, not to exceed ten dollars, shall accompany the application and shall be paid to the Board of Medical and Osteopathic Examiners. The fee shall be set by the board by rule promulgated pursuant to chapter 1-26.

The registration shall be renewed biennially by payment of a fee, not to exceed five dollars. The fee shall be set by the board by rule promulgated pursuant to chapter 1-26. A registration not renewed by December thirty-first of the year of expiration lapses.

Section 2. That §36-9B-5 be amended to read:

36-9B-5. The Board of Medical and Osteopathic Examiners shall register a medical assistant following the submission of an application by an applicant for registration who has graduated from an accredited school or a school which meets standards similar to an accredited school and has met other qualifications established by the Board of Medical and Osteopathic Examiners~~and the Board of Nursing~~.

~~An applicant for registration is exempt from the requirements of this section if the application is received by the Board of Medical and Osteopathic Examiners by January 1, 1992.~~

Section 3. That §36-9B-6 be amended to read:

1 36-9B-6. The Board of Medical and Osteopathic Examiners may register an applicant from
2 outside the state whose education and training are substantially the same as that received from an
3 approved school in this state and who meets the other qualifications established by the Board of
4 Medical and Osteopathic Examiners ~~and the Board of Nursing~~.

5 Section 4. That §36-9B-7 be amended to read:

6 36-9B-7. The Board of Medical and Osteopathic Examiners ~~and the Board of Nursing~~ may
7 adopt rules for medical assistants in the following areas:

8 (1) Contents of applications;

9 (2) Qualifications of applicants;

10 (3) Approval of schools other than those which are accredited; ~~and~~

11 (4) Renewal of registration; and,

12 (5) Registration.

13 Section 5. That §36-9B-8 be amended to read:

14 36-9B-8. The registration of a medical assistant may be revoked or suspended upon violation
15 of ~~any section of this chapter~~ 36-4-30. ~~The proceedings for suspension or revocation of a registration~~
16 ~~may be initiated by a joint committee comprised of two members of the Board of Medical and~~
17 ~~Osteopathic Examiners and two members of the Board of Nursing.~~ All proceedings concerning the
18 revocation or suspension of a registration shall conform to contested case procedure set forth in
19 chapter 1-26.

20 Section 6. That ARSD 20:84:01:01 be amended to read as follows:

21 20:84:01:01. Terms defined in SDCL chapter 36-9B have the same meaning when used in this
22 article. In addition, terms used in this article mean:

23
24 (1) "~~Boards~~ Board," ~~the South Dakota Board of Nursing and the South Dakota Board of~~
25 Medical and Osteopathic Examiners;

(2) "Direct supervision," the physician, physician assistant, certified nurse practitioner, or certified nurse midwife are physically present or available by means of electronic communication.

Section 7. That ARSD 20:84:02:01 be amended to read as follows:

20:84:02:01. An applicant for medical assistant registration shall apply for registration on a form approved by the ~~boards~~ board.

Section 8. That ARSD 20:84:02:02 be amended to read as follows:

A registered medical assistant shall submit with the application a supervision registration form. The supervision registration form shall be submitted on a form approved by the ~~boards~~ board.

Section 9. That ARSD 20:84:03:01 be amended to read as follows:

An applicant for registration shall provide:

- (1) Proof of graduation from a medical assistant program approved by the ~~boards~~ board;
- (2) Proof of good moral character;
- (3) Proof the applicant has graduated from high school or passed a standard equivalency test;
- (4) Documentation showing the applicant is at least 18 years of age; and
- (5) Proof of having passed a national certifying exam approved by the ~~boards~~ board.

Section 10. That ARSD 20:84:04:01 be amended to read as follows:

An applicant for registration shall have graduated from a medical assistant program that is approved by the ~~boards~~ board or accredited by the Commission on Accreditation of Allied Health Education Programs (CAAHEP), or a similar accrediting institution approved by the United States Department of Education. Approved programs must provide classroom, laboratory, and clinical learning experiences that provide for student attainment of entry level competence as a registered medical assistant.

Section 11. That ARSD 20:84:05:01 be amended to read as follows:

A registered medical assistant shall renew the registration biennially on an application form approved by the ~~boards~~ board. The application shall be accompanied by the registration renewal fee.

1 If a registered medical assistant does not submit a registration renewal form by December 31 of the
2 year of the registration's expiration, the registration is lapsed.

3 Section 12. That ARSD 20:84:05:02 be amended to read as follows:

4 Any person whose registration has lapsed may have it reinstated by making written
5 application on a form approved by the ~~boards~~ board and paying the biennial renewal fee.